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CHUNGHWA PICTURE TUBES, LTD. and  
CHUNGHWA PICTURE TUBES (MALAYSIA)  
SDN. BHD.

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

IN RE: CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION

Master File No. 3:07-CV-5944 SC  
MDL No. 1917

This Document Relates To:

*Tech Data Corp. et al. v. Hitachi, Ltd. et al.*, No.  
13-cv-00157-SC

**DECLARATION OF RACHEL S. BRASS  
IN SUPPORT OF DEFENDANTS  
CHUNGHWA PICTURE TUBES, LTD.  
AND CHUNGHWA PICTURE TUBES  
(MALAYSIA) SDN. BHD.'S MOTION TO  
DISMISS TECH DATA CORPORATION'S  
CLAIMS FOR FAILURE TO PROSECUTE**

Date: December 12, 2014  
Time: 10:00 a.m.  
Judge: Hon. Samuel Conti

1 I, Rachel S. Brass, hereby declare as follows:

2 1. I am a partner in the law firm of Gibson, Dunn & Crutcher LLP, counsel of record for  
3 Chunghwa Picture Tubes, Ltd. and Chunghwa Picture Tubes (Malaysia) Sdn. Bhd. (collectively  
4 “CPT”) in the above-referenced action brought by Tech Data Corporation (“Tech Data”).

5 2. I submit this declaration in support of Defendants Chunghwa Picture Tubes, Ltd. and  
6 Chunghwa Picture Tubes (Malaysia) Sdn. Bhd.’s Motion to Dismiss Tech Data Corporation’s Claims  
7 for Failure to Prosecute. Unless otherwise indicated, I have personal knowledge of the foregoing and  
8 could and would testify to the same if called as a witness in this matter.

9 3. To date, Tech Data has not served CPT with a complaint, attempted to serve CPT in  
10 Taiwan, or moved to serve CPT through its U.S. counsel with respect to the above-referenced action.  
11 *See* ECF Dkt. Case No. 07-cv-5944.

12 4. To date, Tech Data has not served any discovery on CPT, filed any motions involving  
13 CPT, or otherwise engaged CPT in this litigation.

14 5. Had CPT been served with a complaint, it would have conducted discovery relating to  
15 Tech Data’s alleged damages and other issues, as CPT has done with respect to each of the other  
16 plaintiffs who have filed claims in this MDL against the company. In addition, CPT would have  
17 coordinated with other defense counsel in the defense of Tech Data’s claims, including with respect  
18 to dispositive motions.

19 I declare under penalty of perjury that the foregoing is true and correct. Executed this 6th day  
20 of November 2014, at San Francisco, California.

21  
22 By: /s/ Rachel S. Brass  
23 Rachel S. Brass

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